

JEFFREY S. CHIESA  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law 5th Floor  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the New Jersey Fire Alarm, Burglar Alarm  
and Locksmith Advisory Committee

**FILED**  
**FIRE ALARM, BURGLAR ALARM AND**  
**LOCKSMITH ADVISORY COMMITTEE**

4/16/2013  
/s/

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY FIRE ALARM, BURGLAR ALARM  
AND LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

**TIMOTHY J. LEYH**  
**Locksmith License No. 34LS00061800**

TO PRACTICE AS A LOCKSMITH  
LICENSEE IN THE STATE OF NEW JERSEY

Administrative Action

PROVISIONAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee ("the Committee") upon receipt of information which the Committee has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Timothy J. Leyh ("respondent") is licensed as a locksmith in the State of New Jersey and had been a licensee at all times relevant hereto. Respondent placed his locksmith license on inactive status on October 29, 2010, pursuant to the provisions of N.J.S.A. 45:1-7.3, and currently remains on inactive status. (Exhibit A, Certification of George De Luca, Administrative Analyst, attached).

2. Respondent was arrested on May 10, 2011 by the Medford Township New Jersey Police Department and charged with Receiving Stolen Property, pursuant to N.J.S.A. 2C:20-7a. (Exhibit B, copy of criminal flagging, dated May 11, 2011, attached).

3. Respondent was again arrested on July 8, 2011 by the Delanco Township Police Department and charged with Shoplifting, pursuant to N.J.S.A. 2C:20-11b(1). (Exhibit C, copy of criminal flagging, dated December 20, 2011, attached).

4. On July 11, 2011, the Committee sent a letter by certified and regular mail to respondent's address of record. The letter instructed respondent to provide information regarding the status and disposition of the Medford Township and the Delanco Township arrests, pursuant to N.J.S.A. 45:1-18. Respondent was required to provide the requested information within fifteen (15) days of the date of the correspondence. (Exhibit D, copy of July 11, 2011 letter sent to respondent's address of record, attached).

5. The certified mail was returned to the Committee on July 20, 2011 marked "unclaimed" and "return to sender". The regular mail was also returned to the Committee on July 20, 2011 marked "unclaimed" and "returned to sender". (Exhibit E, copy of certified mailing marked "unclaimed" and "return to sender", attached and made a part of hereto). (Exhibit F, copy of regular mailing marked "unclaimed" and "return to sender", attached and made a part of hereto). (Exhibit A, Certification of George De Luca, Administrative Analyst, attached).

6. Respondent, to date, has failed to provide the Committee with the requested information regarding the Medford Township and Delanco Township arrests. (Exhibit A, Certification of George De Luca, Administrative Analyst, attached).

7. Respondent was again arrested on November 20, 2011, by the Riverside Township Police Department and charged with one count of Forgery, pursuant to N.J.S.A. 2C:21-1a(2), and one count of Falsifying Records, pursuant to N.J.S.A. 2C:21-4a. (Exhibit G, copy of criminal flagging, dated November 30, 2011, attached).

8. On December 14, 2011, respondent was convicted in Delanco Township Municipal Court of Criminal Mischief with Damage, pursuant to N.J.S.A. 2C:17-3a, and was assessed \$408.00. (Exhibit C, copy of criminal flagging, dated December 20, 2011, attached).

9. On May 7, 2012, respondent was convicted in Burlington County Superior Court of

Receiving Stolen Property, pursuant to N.J.S.A. 2C:20-7a. Respondent was sentenced to two years probation on June 29, 2012 in Burlington County Superior Court. (Exhibit H, copy of criminal flagging, dated July 12, 2012, attached).

10. On July 24, 2012, respondent was convicted in Riverside Township Municipal Court of Prowling in Public Places with Purpose of Obtaining or selling Controlled Substances, pursuant to N.J.S.A. 2C:33-2.1b, and assessed \$1,158.00.

#### CONCLUSIONS OF LAW

Respondent's failure to provide requested information concerning his arrests constitutes professional misconduct, pursuant to N.J.S.A. 45:1-21(e), in that respondent failed to cooperate with the Committee's request for information, related to an investigation, in contravention of N.J.A.C. 13:45C-1.3 (a)(4) & (5). Furthermore, respondent's failure to provide the requested information constitutes a failure to comply with the provisions of an act administered by the Committee, pursuant to N.J.S.A. 45:1-21(h), in that he failed to cooperate in an investigation administered by the Committee in contravention of N.J.A.C. 13:45C-1.2.

ACCORDINGLY, IT IS, on this 16th day of April, 2013

HEREBY ORDERED THAT:

1. Respondent's license to practice as locksmith licensee in the State of New Jersey is hereby provisionally suspended until such time as respondent cooperates with the Committee's investigation by appearing before the Committee and providing information and documentation concerning his arrests and convictions.

2. Respondent shall refrain from engaging in practice as a locksmith licensee in the State of New Jersey and shall not represent himself as a locksmith licensee until such time as his license is reinstated.

3. Respondent is hereby provisionally assessed a civil penalty in the aggregate amount of \$1,000, for failing to cooperate with the Committee's request for information regarding his arrests. The penalty shall be paid by money order or certified check made out to the State of

New Jersey and delivered to the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, 124 Halsey Street, P.O. Box 45042, Sixth Floor, Newark, NJ 07101, no later than thirty (30) days after entry of any Final Order of Discipline in this matter. In the event respondent fails to make a timely payment, a certificate of debt shall be filed.

4. The Committee reserves the right to take additional action against respondent's license based on respondent's arrests and convictions and to place restrictions on respondent's practice should his license be reinstated.

5. The within order shall be subject to finalization by the Committee at 5:00 p.m. on the 30<sup>th</sup> business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to David Freed, Acting Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, 124 Halsey Street, P.O. Box 45042, Sixth Floor, Newark, NJ 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefore or offered in mitigation of penalty.

6. Any submissions will be reviewed by the Committee and the Committee will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Committee is not persuaded that the submitted materials merit further consideration, a Final Order of Discipline will be entered.

7. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding.

Further, in the event a hearing is held, and upon review of the record, the Committee shall not be limited to the findings, conclusions and sanctions stated herein. Nothing herein precludes the Board from taking action on the criminal conduct outlined herein.

NEW JERSEY FIRE ALARM, BURGLAR ALARM  
& LOCKSMITH ADVISORY COMMITTEE

By:   
Keith Eaves  
Committee Vice-Chairman

# EXHIBIT A

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY STATE FIRE ALARM, BURGLAR ALARM  
& LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

**TIMOTHY J. LEYH**  
**Locksmith License No. 34LS00061800**

TO PRACTICE AS LOCKSMITH  
LICENSEE IN THE STATE OF NEW JERSEY

Administrative Action

Certification of  
George De Luca

I, George De Luca, being of full age, hereby certify:

1. I am an Administrative Analyst with the New Jersey Fire Alarm, Burglar Alarm & Locksmith Advisory Committee, Division of Consumer Affairs, Department of Law and Public Safety. As such, I am the custodian of the records for the Committee. Additionally, I am responsible for communicating and corresponding with licensees in order to obtain their responses to criminal matters.

2. Timothy J. Leyh was initially licensed as a locksmith licensee on March 27, 2006 and was assigned license number 34LS00061800. Mr. Leyh placed his locksmith license on inactive status on October 29, 2010. Mr. Leyh's locksmith license currently remains on inactive status.

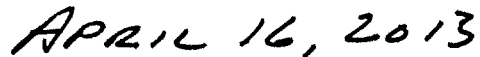
3. On July 11, 2011, I sent a letter to Mr. Leyh, via regular and certified mail, to his address on record with the Committee. The letter requested information regarding the status and disposition of the Medford Township and the Delanco Township arrests. The letter required respondent to provide the requested information within fifteen (15) days of the date of the correspondence. The certified mail was returned to the Committee on July 20, 2011 marked "unclaimed" and "return to sender". The regular mail was also returned to the Committee on July 20, 2011 marked "unclaimed" and "return to sender".

4. Mr. Leyh, to date, has failed to provide the Committee with the requested

information regarding the Medford Township and Delanco Township arrests.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

  
George De Luca

  
Dated



## **EXHIBIT B**



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Acting Director

Mailing Address:  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

# FLAGGING

May 11, 2011

To: Fire Alarm, Burglar Alarm & Locksmith Advisory Committee

REF: Timothy J. Leyh  
DOB: 03/26/78  
SS#: 144-80-2459  
Applicant #: 1109207

342 \$00061800  
"INACTIVE"

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 05/10/11 by Medford Township Police Department for 2C:20-7A Receiving Stolen Property, Agency Case #: 2011-2404.

Please contact this office at 609-826-7126 if you have any questions, concerning the above or dispute any of this information.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (ju)

# EXHIBIT C



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Director

Mailing Address:  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

# FLAGGING

December 20, 2011

To: Fire Alarm, Burglar Alarm & Locksmith Advisory Committee

**REF: Timothy J. Leyh**  
DOB: 03/26/78  
SS#: 144-80-2459  
Applicant #: 1109207

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 07/08/11 by Delanco Township Police Department for 2C:20-11B(1) Shoplifting, Agency Case #: 10-347. On 12/14/11 Delanco Township Municipal Court Guilty 2C:17-3A(1) Criminal Mischief With Damage; Amount Assessed \$408.00.

Please contact this office at 609-826-7126 if you have any questions, concerning the above or dispute any of this information.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (ju)

12/20/11

# EXHIBIT D



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Fire Alarm, Burglar Alarm and Locksmith Advisory Committee  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102

**By Certified and Regular Mail**



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Director

July 11, 2011

Timothy Leyh  
P.O. Box 1811  
Mount Laurel, NJ 08054  
License No. 34LS00061800 (Inactive)

**Mailing Address:**  
P.O. Box 45042  
Newark, NJ 07101  
(973) 504-6245

Re: Request For Disposition, Criminal History Summary

Dear Mr. Leyh:

The following information was recently brought to the attention of the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee:

1. Arrest on 05/10/11 by Medford Township Police Department for 2C:20-7A Receiving Stolen Property, Agency Case # 2011-2404.
2. Arrest on 07/08/2011 by the Delanco Township Police Department for (1) Count 2C:20-11B(1) Shoplifting, Agency Case # 10347.

As a result, the Committee has instructed me to contact you in order to obtain additional information regarding the status and disposition for each of the items listed on the Criminal History Summary. You may include legal documents in addition to your response.

The Committee is requesting the information pursuant to N.J.S.A. 45:1-18.

**Please provide the requested information to the Committee within fifteen (15) days of this correspondence.** This will allow the Committee the opportunity to consider your response at the next scheduled Advisory Committee meeting.

Thank you for your cooperation in this matter. If you have any questions, please do not hesitate to contact the Advisory Committee office.

Very truly yours,

George De Luca  
Administrative Analyst

c: Howard Pine, Acting Executive Director  
Joseph Donofrio, Deputy Attorney General

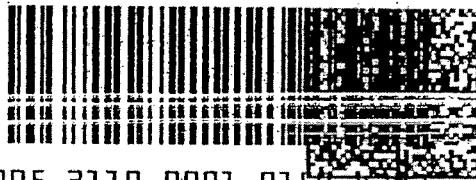
Certified Mail No. 7005 3110 0001 0150 4293

# EXHIBIT E

# CERTIFIED MAIL

State of New Jersey  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY BOARD OF ELECTRICAL CONTRACTORS  
NEW JERSEY BOARD OF PLUMBING AND PIPEFITTERS  
ADVISORY COMMITTEE  
PO BOX 45042  
NEWARK, NJ 07101

CERTIFIED MAIL™



7005 3110 0001 0150 4293

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07/13/2011

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Mail

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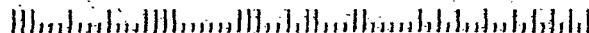
Timothy Leyh  
P.O. Box 1811  
Mount Laurel, NJ 08054

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RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

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07101@8002

BC: 07101800242 \*0251-02137-13-43



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Timothy Leyh  
P.O. Box 1811  
Mount Laurel, NJ 08054

2. Article Number  
(Transfer from service label)

7005 3110 0001 0150 4293

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☒ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

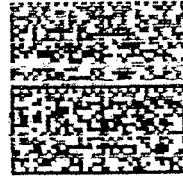
☐ Yes



# EXHIBIT F

REGULAR MAIL

State of New Jersey  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
JEWELLERS OF ELECTRICAL CONTRACTORS  
BELLGRAP ALARM AND LOCKSMITH  
ADVISORY COMMITTEE  
PO BOX 45042  
NEWARK, NJ 07101



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07/13/2011

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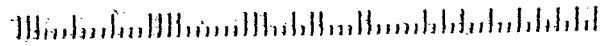
Timothy Leyh  
P.O. Box 1811  
Mount Laurel, NJ 08054

NIXIE 080 DE 1 00 07/26/11

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

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# EXHIBIT G



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Director

Mailing Address:  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

# FLAGGING

November 30, 2011

To: Fire Alarm Burglar Alarm and Locksmith Advisory Committee

**REF: Timothy J. Leyh**

DOB: 03/26/1978

SS#: 144-80-2459

Applicant #: 1109207

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 11/30/2011 by the Riverside Township Police Department for (1) Count 2C:21-1A(2) Forgery and (1) Count 2C:21-4A Falsifying Records. Agency Case # 11-7100.

Please contact this office at 609-826-7126 if you have any questions, concerning the above or dispute any of this information.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (JSL)

INACTIVE  
10/29/10

# EXHIBIT H



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Criminal History Review Unit



JEFFREY S. CHIESA  
Attorney General

ERIC T. KANEFSKY  
Acting Director

**Mailing Address:**  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

# FLAGGING- SENTENCING COMPLETED

July 12, 2012

To: Fire Alarm, Burglar Alarm & Locksmith Advisory Committee

**REF: Timothy J. Leyh**

DOB: 03/26/78

SS#: 144-80-2459

Applicant #: 1109207

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 05/10/11 by Medford Township Police Department for 2C:20-7A Receiving Stolen Property, Agency Case #: 2011-2404. On 05/07/12 Burlington County Superior Court Guilty 2C:20-7A Receiving Stolen Property. On 06/29/12 Burlington County Superior Court Sentenced to 2 Years Probation, Amount Assessed \$1,344.04.

Please contact this office at 609-826-7126 if you have any questions, concerning the above or dispute any of this information.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (ju)

# EXHIBIT I



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## *New Jersey Office of the Attorney General*

Division of Consumer Affairs  
Criminal History Review Unit



JEFFREY S. CHIESA  
Attorney General

ERIC T. KANEFSKY  
Acting Director

**Mailing Address:**  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

# FLAGGING

August 2, 2012

To: Fire Alarm, Burglar Alarm & Locksmith Advisory Committee

**REF: Timothy J. Leyh**

DOB: 03/26/78

SS#: 144-80-2459

Applicant #: 1109207

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 11/30/11 by Riverside Township Police Department for 2C:21-1A(2) Forgery and 2C:21-4A Falsifying Records, Agency Case #: 11-7100. On 07/24/12 Riverside Township Municipal Court 2C:20-7A Receiving Stolen Property Dismissed, Guilty 2C:33-2.1B Prowling Public Places - Controlled Dangerous Substance; Amount Assessed \$1,158.00.

Please contact this office at 609-826-7126 if you have any questions, concerning the above or dispute any of this information.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (ju)